

CALFRESH (CF) PROGRAM REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: Oct 27, 2014 NEED RESPONSE BY: 10/31/2014
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: Dept of Social Services
3. PHONE NO.:	7. SUBJECT: Commercial Boarding House
4. REGULATION CITE(S): 63-402.4	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s).

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):
 We have an applicant who is a student and living in an apartment complex that also provides a meal plan. The student has the option of choosing to buy a 10, 14, or 19 meals per week plan. The applicant is on the 10 meals per week plan. The facility seems to meet the definition of Commercial Boarding house but they are not providing the majority of the meals if the student chooses the 10 meals per week plan. Would this applicant be ineligible due to living in a Commercial Boarding House?

10. REQUESTOR'S PROPOSED ANSWER:

I'm not sure.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

A commercial boarding house is defined as an establishment licensed to offer meals and lodging for compensation (7 C.F.R. § 273.1(b)(3)). The student applicant in the above scenario has selected the 10 meals per week meal plan which translates into less than half of the meals being provided by the off campus housing. Although the student does pay for some meals in the specified housing arrangement, applicants are only considered boarders if they are paying a reasonable amount for meals (7 C.F.R. § 273.1(b)(3)(ii); MPP § 63-402.3). The student does not pay a reasonable amount for meals and is therefore eligible for CalFresh benefits so long as the individual meets all of the other criteria for student eligibility.

FOR CDSS USE

DATE RECEIVED:	DATE RESPONDED TO COUNTY/ALJ: 12/2014 (AG)
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